G. R. S. App. F. IX-4]

1943-40

File No. 511-39

Previous References.
J&C. 226-36(15,18,19)
" 223-35(41,42

(J&C)

Serial Nos. 1, 4, 5, 8, 10, 11, 14, 15, 16

Later References.
G. A. C. Dep No. 1026 of 1942-43.

GENERAL AND REVENUE SECRETARIAT

Serial Nos. None

Part B for Nov 42

SUBJECT.

Accounts of Mr. Jamnadas Dwarkadas.

(2) 2968-9

10-11-42

To
The Dir of I & C.
" Cmpt F.S.

Approves the action of the Dir

(2) Sitth
3e/11/43

Income Tax Revenue Survey Form

Revenue File No. 5-11 of 1939 34b

Serial No.

1) ... to execute NA. No. 2/1256/2 ... dated 12th March 1960, from the ... Dist. ... requesting approval ... orders of Govt. for issue ... of a notice by the Central Bank ... to Rule 11 in connection with the ... institution of Legal Proceedings against Mr. Jamnadas Dwarkadas Ltd. — Solicitors, Bombay.

2) Recently, (G.A. No. D. 366-57/ VA. 223-35-42 dated 31.1.1960) Sanction was accorded to the ... Dist. ... to impose an expenditure ... Rs. 300/- ... for filing ... a Suit against Mr. J. Dwarkadas ...

3) The present enquiry of the ... Dist. ... for orders re: the issue of a notice to M/s. The Central Bank of India, Ltd., Bombay, for the recovery of the outstanding balance of Rs. 1272-15-1 (subject to verification and confirmation) from Mr. Jamnadas Dwarkadas Ltd. Solicitors Bombay for ... from them as his guarantee.

4) The Secretary ... to the Government, Legal ...

223-35-12 = 4.5 = 19,28 = 41.62.
46-36-14-17 NIL

Contra. Sheet.

Re. File No. 511 246 of 1939.

General and Revenue Secretariat.

Serial No. Z. W. 5.

Re. 223-35-19

5) Clauses 9 & 17 of the Agreement and the G.O. thereon in the file. 223-35-4,5, are sent for perusal. It is stated in Para 30 of (Re file 223-35-19, Pt to 40) that the Bank guarantee expires on 4.6.1938. Paras 35 and 96 in the same file are also sent for perusal.

6) Para 5 of the Director's letter dated 27th June 38 (W) and its enclosure are sent for perusal. The Bank guarantee does not appear to have been furnished by Canada. But from the copy of the letter from the Bank (enclosure to W) the guarantee is no longer in force.

7) The Public Prosecutor has also suggested that the suit may be filed both against Mrs Jaimendaraz and the Central Bank (enclosure to P.V.D).

8) The Law Secretary may be consulted in the matter.

D.W.S) [illegible] 3/6

Secy. Law 4/6)

9) [illegible] 3/6

10) Enclosure to W [illegible] Bank guarantee is no longer in force. Suit also be executed - vide Para 5. When the Bank guarantee is no longer in force

SECY. DEV. DEPT. 21 MAR 1940 COPY

SECY. LAW DEPT. 25 MAR 1940 DIST. OF MYSORE

Central Bank of India, Bombay
for the ones of Mr. Jammadas
Dwarakadas, Esquire, Agent.

Serial No.

There is no use, making L Central Bank of India in
party to the Case. Company, Official Liquidator as
well as this be proved if the Bank guarantee letter is
put up on the file.

Asstt Secy
Genl Branch
27/3

3
25/3/40
L

(No. 229)

* G. III

11) The letter of guarantee from M/s The Central Bank of India Ltd. Bombay, dated the 4th April 1936, obtained from the office of the Director of Pros. is subd. for reference.

L
27/3/40

Genl
27.3.

Asstt Secy
Genl Br/c

12) The affdvt of the Petitioners
documents dt. 4.5.39. The Claims of the
Petitioners are for the period starting from 4.5.36
upto & 4.5.37. The Letter of guarantee states
that the Central Bank will guarantee the
due of Shareholders for a period of two years.
Starting from 4.4.36. Hence the Central
Bank guarantee proves false as it is
found for any Shortage etc occurring between
4.4.36 & 4.4.38) & as such, the Central
Bank will only be liable for claims / Contributories,
Liquidation and winding up upto 4.4.38 and not

NOTE—Contn. Sheet.

Re File No. 511 of 1939.

General and Revenue Secretariat.

Serial No.

8928

13) The Central Bank has also to be made a defendant to the proposed suit.

29.3

29/3/40

29/3

Dwg)

29/3

Ce 29/3

14) Dll 30/3/40

Ce 1/4 1/4

15) Dft letter to the Director is sent.

1.4.40.

16)

J. The Dir I&C.

D 4.454 dt 1-4-40.

Strikes that the Central Bank guarantee holds good during the period of Agency of M/s Jamnadas Dwarakdas and strikes that the Central Bank may be made a Party to the Suit.

B 2/4.

Mr. Damnadas Dwarkadas.

General and Revenue Secretariat — File No. 5-11 of 1939. [App. F. III-2

Serial No.

9443

Letter No. D2./256/35-36 dated the 3rd April, 1940, from the Dir. of Pros. stating what needful further action is being taken in consultation with the Public Prosecutor.

17) Subd for perusal.

18) 9.4.

19) Ce 15/4

20) Recd 14/4/40

21) The linked file is for perusal. The Dir. of Pros. was requested to file a suit against the Central Bank also before 4-5-40 and he has reported on 3/4/40 that necessary action is being taken.

22) Now the P. Prosecutor, Bangalore forwards the letter of the Bank and requests for further instructions.

Subd for orders.

23) May be sent to the Law Section.

24) It is not known whether the suit has been filed against Mr. Damnadas Dwarkadas. The period of limitation expires on 4/5/40.

Dw by)

GOVERNMENT SECRETARIAT — RECEIVED — 18 APR 1940 — BANGALORE

18/4

4087 9-4-40

NOTE—Contn. Sheet.

3735

File No. 511 of 1939.

General and Revenue Secretariat.

Serial No.

Law Secy. M/c

26) The letter of 22-4-40 from the Bank is nothing but a denial of the liability, which in the usual course, ought to be expected. The real question is whether the suit has been filed or not. I would like to know in what Court the suit is filed, if at all. It looks as if, no suit has been filed so far. The Bank is liable for the period of two years during which the guarantee stood. This may be enforced within 3 years. The letter of the P. Prosecutor is quite clear as to the points on which he wants instructions.

Dev. Secy. M/c. 27) Please enquire accordingly. 2/5/40.

28) A copy of letter of the Dist. Govt. Pleader asking him to file a suit immediately on the 13th instant when the court reopens after the vacation is placed below. 3/5.

29) It is seen that instructions have been issued to file the suit immediately. It appears as if the suit is going to be filed in the local Court. As per Clause 21 of the agreement the agent has submitted himself to the jurisdiction of Mysore Courts.

30) It is however for consideration whether the suit should be filed in Bombay to avoid any difficulties at the time of execution of any decree that may be passed.

Dy. Secy. 3/5/40.

SECY. LAW DEPT. 2 MAY 1940 GOVT OF MYSORE

SECY. DEV. DEPT. GOVT OF MYSORE

Serial No.

SECY. LAW DEPT. 3 MAY 1940 5 pm GOVT OF MYSORE

31) Please see note on previous page (Law Dept.) 3/5

32) The suit can be filed in a Civil Court at Bangalore, if the Central Bank of India has a branch in the Mysore State. Otherwise, the decree obtained in Mysore would be useless against the Bank. The cost of litigation in Bombay is very excessive when compared to that to be incurred in local Courts. There could be no further trouble about execution, if the suit is filed in Bombay. Where the "cause of action" for the suit arose may be ascertained.

Dew Secy) Hyr 4/5/40

(illegible)

33) The Public Prosecutor discussed the matter with the Law Secretary and it was agreed that the suit may be filed in Bangalore.

The plaint prepared by the Public Prosecutor is taken back herewith. The bill have to be signed by the Chief Secretary today as the suit has to be filed on Monday the 6th inst.

Dew 6/5

Law Secy) Chief Secy

34) 35) Law 36) 37) 38) 39) 40) 41) 42) 43) 44) 45) 46) 47) 48) 49) 50) 51) 52) 53) 54) 55) 56) 57) 58) 59) 60) 61) 62) 63) 64) 65) 66) 67) 68) 69) 70) 71) 72) 73) 74) 75) 76) 77) 78) 79) 80) 81) 82) 83) 84) 85) 86) 87) 88) 89) 90) 91) 92) 93) 94) 95) 96) 97) 98) 99) 100) 101) 102) 103) 104) 105) 106) 107) 108) 109) 110) 111) 112) 113) 114) 115) 116) 117) 118) 119) 120) 121) 122) 123) 124) 125) 126) 127) 128) 129) 130) 131) 132) 133) 134) 135) 136) 137) 138) 139) 140) 141) 142) 143) 144) 145) 146) 147) 148) 149) 150) 151) 152) 153) 154) 155) 156) 157) 158) 159) 160) 161) 162) 163) 164) 165) 166) 167) 168) 169) 170) 171) 172) 173) 174) 175) 176) 177) 178) 179) 180) 181) 182) 183) 184) 185) 186) 187) 188) 189) 190) 191) 192) 193) 194) 195) 196) 197) 198) 199) 200) 201) 202) 203) 204) 205) 206) 207) 208) 209) 210) 211) 212) 213) 214) 215) 216) 217) 218) 219) 220) 221) 222) 223) 224) 225) 226) 227) 228) 229) 230) 231) 232) 233) 234) 235) 236) 237) 238) 239) 240) 241) 242) 243) 244) 245) 246) 247) 248) 249) 250) 251) 252) 253) 254) 255) 256) 257) 258) 259) 260) 261) 262) 263) 264) 265) 266) 267) 268) 269) 270) 271) 272) 273) 274) 275) 276) 277) 278) 279) 280) 281) 282) 283) 284) 285) 286) 287) 288) 289) 290) 291) 292) 293) 294) 295) 296) 297) 298) 299) 300) 301) 302) 303) 304) 305) 306) 307) 308) 309) 310) 311) 312) 313) 314) 315) 316) 317) 318) 319) 320) 321) 322) 323) 324) 325) 326) 327) 328) 329) 330) 331) 332) 333) 334) 335) 336) 337) 338) 339) 340) 341) 342) 343) 344) 345) 346) 347) 348) 349) 350) 351) 352) 353) 354) 355) 356) 357) 358) 359) 360) 361) 362) 363) 364) 365) 366) 367) 368) 369) 370) 371) 372) 373) 374) 375) 376) 377) 378) 379) 380) 381) 382) 383) 384) 385) 386) 387) 388) 389) 390) 391) 392) 393) 394) 395) 396) 397) 398) 399) 400) 401) 402) 403) 404) 405) 406) 407) 408) 409) 410) 411) 412) 413) 414) 415) 416) 417) 418) 419) 420) 421) 422) 423) 424) 425) 426) 427) 428) 429) 430) 431) 432) 433) 434) 435) 436) 437) 438) 439) 440) 441) 442) 443) 444) 445) 446) 447) 448) 449) 450) 451) 452) 453) 454) 455) 456) 457) 458) 459) 460) 461) 462) 463) 464) 465) 466) 467) 468) 469) 470) 471) 472) 473) 474) 475) 476) 477) 478) 479) 480) 481) 482) 483) 484) 485) 486) 487) 488) 489) 490) 491) 492) 493) 494) 495) 496) 497) 498) 499) 500) 501) 502) 503) 504) 505) 506) 507) 508) 509) 510) 511) 512) 513) 514) 515) 516) 517) 518) 519) 520) 521) 522) 523) 524) 525) 526) 527) 528) 529) 530) 531) 532) 533) 534) 535) 536) 537) 538) 539) 540) 541) 542) 543) 544) 545) 546) 547) 548) 549) 550) 551) 552) 553) 554) 555) 556) 557) 558) 559) 560) 561) 562) 563) 564) 565) 566) 567) 568) 569) 570) 571) 572) 573) 574) 575) 576) 577) 578) 579) 580) 581) 582) 583) 584) 585) 586) 587) 588) 589) 590) 591) 592) 593) 594) 595) 596) 597) 598) 599) 600) 601) 602) 603) 604) 605) 606) 607) 608) 609) 610) 611) 612) 613) 614) 615) 616) 617) 618) 619) 620) 621) 622) 623) 624) 625) 626) 627) 628) 629) 630) 631) 632) 633) 634) 635) 636) 637) 638) 639) 640) 641) 642) 643) 644) 645) 646) 647) 648) 649) 650) 651) 652) 653) 654) 655) 656) 657) 658) 659) 660) 661) 662) 663) 664) 665) 666) 667) 668) 669) 670) 671) 672) 673) 674) 675) 676) 677) 678) 679) 680) 681) 682) 683) 684) 685) 686) 687) 688) 689) 690) 691) 692) 693) 694) 695) 696) 697) 698) 699) 700) 701) 702) 703) 704) 705) 706) 707) 708) 709) 710) 711) 712) 713) 714) 715) 716) 717) 718) 719) 720) 721) 722) 723) 724) 725) 726) 727) 728) 729) 730) 731) 732) 733) 734) 735) 736) 737) 738) 739) 740) 741) 742) 743) 744) 745) 746) 747) 748) 749) 750) 751) 752) 753) 754) 755) 756) 757) 758) 759) 760) 761) 762) 763) 764) 765) 766) 767) 768) 769) 770) 771) 772) 773) 774) 775) 776) 777) 778) 779) 780) 781) 782) 783) 784) 785) 786) 787) 788) 789) 790) 791) 792) 793) 794) 795) 796) 797) 798) 799) 800) 801) 802) 803) 804) 805) 806) 807) 808) 809) 810) 811) 812) 813) 814) 815) 816) 817) 818) 819) 820) 821) 822) 823) 824) 825) 826) 827) 828) 829) 830) 831) 832) 833) 834) 835) 836) 837) 838) 839) 840) 841) 842) 843) 844) 845) 846) 847) 848) 849) 850) 851) 852) 853) 854) 855) 856) 857) 858) 859) 860) 861) 862) 863) 864) 865) 866) 867) 868) 869) 870) 871) 872) 873) 874) 875) 876) 877) 878) 879) 880) 881) 882) 883) 884) 885) 886) 887) 888) 889) 890) 891) 892) 893) 894) 895) 896) 897) 898) 899) 900) 901) 902) 903) 904) 905) 906) 907) 908) 909) 910) 911) 912) 913) 914) 915) 916) 917) 918) 919) 920) 921) 922) 923) 924) 925) 926) 927) 928) 929) 930) 931) 932) 933) 934) 935) 936) 937) 938) 939) 940) 941) 942) 943) 944) 945) 946) 947) 948) 949) 950) 951) 952) 953) 954) 955) 956) 957) 958) 959) 960) 961) 962) 963) 964) 965) 966) 967) 968) 969) 970) 971) 972) 973) 974) 975) 976) 977) 978) 979) 980) 981) 982) 983) 984) 985) 986) 987) 988) 989) 990) 991) 992) 993) 994) 995) 996) 997) 998) 999) 1000)

Mr. Jamnadas Dwarakadas.

U/716.

Jt.C.File No. 571 of 1939.

General and Revenue Secretariat.

Serial No.

To The Public Prosecutor, Bombay Division

Issue D 5207 dt 11-5-40.

Forwarded with compliments Secy.

D 5233 Copy to the Dir Jt for information.

Letter No. D2-257/35-36 dated 9th May, 1940 from the Dir. Jt. intimating that the public prosecutor thinks that the suit will be filed on the day the Courts reopen after vacation.

39) Subo for perusal.

Yes 14/5 40) In view of the letter subsequently issued to the Public Prosecutor, a copy of which has been sent to the Dir. Jt, no further action is necessary.

41) 15/5

Yes A

Yes - 15/5

Letter No. D2-256/35-36 dated 10.6.1940 from the Dir. Jt. intimating that the case shall be posted to 24.6.1940 for return of summons.

42) Subo for perusal

43) 14/6

Yes 14/6

Done by

44) Ce. 18/6

Yes A

Yes - 19/6.

ROUTINE NOTES.

(45)

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Returned to A.S. Gr 6/41

REVENUE DEV. DEPT. 5 NOV 1940 GOVT OF MYSORE

O/N.

The attached papers relate to a suit filed against Mr. Jamadar Durgakaralu who was in Mr. Ashtekar's employ & produces which is now at Hubli & may be required as evidence. He has asked me to go with the necessary papers & the Head of the Office during my visit. The District has promised me a car & then I need the official & two others to accompany when Mr. J. D. was also to proceed. Please let me know your opinion & instructions in the subject

C.
5/11

46) 5/11

47)

Rec. file 5H-39 is submitted with connected refuse collections

5/11

48) 5/11

49)

The accounts were gone into with Mr. J. Durgakaralu & Mr. Rajamannar Naidu. The position is as follows:-

In a letter written to Mr. J.D. on 13.7.1937 by Mr. T.G. Lankey, the then Dist. Engr., a sum of Rs 1534-12-0 was claimed as his final liability. Mr. J.D. admits the correctness of this claim, but enquires with regard to objection

WD 05636—GPB—36,000—20-3-40

to the disposal of Rs 1000 made

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

Pn. 511-39--

on the furniture, valued at Rs 3000, taken from him. He says the understanding was that as the furniture was worth Rs 9000 & he got it for Rs 3000 plus the hire of a friend, no deduction for depreciation should be made. He also says no credit has been allowed him for the money of the rent he has paid, as shown in the margin, and also a account of advertisement charges etc., as found out by him in his table book.

50) The present claim for other rent has been fixed at Rs 5730-6-0. The amount claim of different are as follows:-

(1) Rs 2432-12-6 : said to be due to the C.T.S. for goods taken on Credit and not entered in the accounts. Mr. J.S. disputes this & says he has received no such goods. This has to be verified

(2) Rs 1039-11-11 : Alleged to be due to the bill brokers. Mr. J.S. says he has returned the goods to other this item pertains. This has also to be verified

(3) Rs. 1622-11-0 : Interest on advances. Mr. J.S. objects to any interest being charged even if any understandings are proved against him.

51) Mr. Rajamanickam's Note is to be called for. Same is also to be verified and send details to Mr. J.S. if the amounts are found correct, a consultation

For Khalil Mahal
for Dec. 36 & Jan 37 ... Rs ~~793~~ 700-0-0
For Pumpet Chambers
from 1.4.37 to 4.5.37 ... Rs 793-0-0
1493-0-0

½ % this = Rs 746-8-0 due to him.

Ire. 5-11-39. 4716 & Jails Agmt

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

52)

Secs A

Secs - 7/+1

Secretariat Branch Secretariat. The further action, if any, to be taken will depend on the remarks of the Municipal Adviser.

Explanation as above to Mr. Ab.

Ce

6/XI

6/11/

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

WD 05636—GPB—36,000—20-3-40

Serial No.

Letter No A.- 258/38-H
Dated the 22nd May 1941 from
the Collector, Ganjam reporting that
Mr. G. S. Doraiswamy Ayyar may
be appointed Public Prosecutor, Aska Sub-
division and copy
of order to be communicated to Collector.

53) Issue required is invited to
the affidavit (Flag K). The case
is stated to have been adjourned
to the middle of June 1941.

54) Submit for orders.

55) The proposal of the Collr may
be approved and Mr G.S. Doraiswamy Ayyar
may be asked to conduct the Case on
behalf of Govt

29/5/41

56) Draft) In forwarding advices
this may be done

29/5/41

Law Secy wc.

29/5/41

57) Hm
2
29/5/41

58) I think the new Govt Pleader will
be able to conduct the Case, even if it is a very
complicated one. A fortnight's time will be quite
sufficient for him to study the Case.

Law Secretary). 3
30/5/41

I Member)

59) Hm
2
30/5/41

60) Mll
31/5/41

3
30/5/41

The main file in this
subject together with
the connected records
have been sent to
the Public Prosecutor

8506/1915

12518

8519/1915

NOTE—Contn. Sheet.

File No. S/1 of 1945.

General and Revenue Secretariat

Serial No.	
10	

B. VASUDEVAMURTHY, B.A., LL.B.
GOVERNMENT PLEADER

75, CHICKPET,
BANGALORE CITY

No.

Date 30th June 1941.

The
Law
Pub
BAN

Government,

Sir

-40 on the file of the Sub-Judge, Bangalore
of Mysore vs. Jamnadoss Dwarkadass and
another.

the honour to inform you that the above case
sta 21-7-1941. The application for adjournment
was lf of the defendants and I said I would not
opp The court would not grant a longer time.

I have the honour to be,
Sir,
Your most obedient servant,
B Vasudevamurthy
Government Pleader.

Tels.—"INDUSCOM."

GOVERNMENT OF MYSORE.

Codes used—A.B.C., 5th Edn., Bentleys.

Department of Industries and Commerce.

S.G. Sastry, Esq., B.A., M.Sc.,(London)

Director.

OFFICE OF THE DIRECTOR,

D. O. No. D2-256/35-36.

Bangalore, dated 5th February 1942.

Dear Sir,

Subject:- In the Court of the Sub Judge, Bangalore.

O.S.115/39-40

Suit filed against Jamnadas Dwarkadas and another.

I send herewith the marginally noted nine bound files of the Secretariat which were received here from the Government Pleader, along with other papers and files of this office. The Defendants paid Rs.2,500/- and the case was compromised and got dismissed in Court on 29th November 1941.

Details of files sent.			
1.	1936-37	I.W - File No.	46-36
2.	1936-37	I&C "	266-36
3.	1936-37	I&C "	266-36
4.	1936-37	I&C "	266-36
5.	1935-36	I&C "	223-35
6.	1935-36	I&C "	223-35
7.	1935-36	I&C "	223-35
8.	1935	I&C "	223-35
9.	1935	I&C "	223-35

I have called for the details of expenditure incurred by the Public Prosecutor in filling and conducting the case and as soon as a reply is received from him, a final report in regard to the closing of the accounts of Mr.Jamnadas Dwarkadas will be sent to Government for orders.

The receipt of the files sent herewith may be kindly acknowledged.

Yours Sincerely,

S Sastry

V. Vedavyasacharya, Esq., B.A.,
Secretary to Government,
Development Department,
Bangalore.

M.M)5-2-42.

65) Dft. ack. receipt is subm for appr.
7/II/42

66) Jd 7/II/42

Dis. d 05172—a 12-2-42.

67) Resubmitted. Recommended file is lifted (D 3832). The final report may be awaited & appd
7/II/42

68)

Secy)

69)

General and Revenue Secretariat

105356 / 4596 — Appointment of Secretary —

File No. of 194 [App. F. III-2

Serial No.

Letter no D_2 - 257/35-36 dated the 7th March 1942, from the Dir of Ind submitting for orders a further report regarding the writ appeal Mr. J. Duraiswamy.

1) Submitted for perusal and orders with reference to para 69

2) The points for orders are as follows:-

1) Admissibility of the claims of the public prosecutor for Rs. 290/- ~~Rs. 684-4-0~~ and

b) of the Govt Pleader for Rs. 296-14-0 — on account of fees in the case.

2) R: his request for an additional grant of Rs. 5-165/- under for certain adjustments "Advertisement Layout" — Vide Para 5 - P.D.

3) If this amount of additional grant is not sanctioned, the Dir. Ind/States that the net amount available for distribution among the several industrial Concerns will be Rs. 1518-14-0 only.

Hus 30/3 3) The Lawyers may be Correspondent re: Point 1) Supra.

Secretary 4) To 5/4

5) The bills of the

* Kind reference is invited to the Notification under para 55 to 65, 88, 90 891 in the Ind file 223-38 (39-40) placed herewith.

Hus 30/3

NOTE—Cont. Sheet.

WD 04155—GPB—55,000—23-10-41

Suit against Mr. Jamnadas Dwarakadas 6596

The File No. 511 of 1939. | General and Revenue Secretariat

Serial No.

Public Prosecutor & the Govt Pleader may be paid out of the Rs 2500/- and the balance distributed among the concerns in question.

Min. Law

This Sec. Law & H Secy

UO 17/4/42

To 17/4

U.O.No. Fi.6.252 17. APR. JW

7) Whether the charges claimed by the Public Prosecutor and the Government Pleader have to be admitted may be verified by the Law Department.

7) I see that a sum of Rs. 5,000 in all was received from the Ex-Agent according to the compromise. I should like to know how the net amount available is arrived at as Rs. 1,518-14-0 and where the other sum of Rs. 2,500 is held.

7) Please call for this info separately from the Dir I×C.

UO 29/4/42

MYSORE

7) A statement showing the amounts due to and from the Ex- Agent resulting in a net debit balance of Rs.5,730-6-0 (for which a suit was filed) may kindly be furnished to the Comptroller so as to ascertain the points on which specific orders of Government will be necessary to enable finally closure of the case in audit.

AO 25.4.42

8) Off-se parately noted as instd by Dev. Secy. Issued. To Dir. D.6899/Sec.S 11-39 dt. 29.4.42 27/4

SECY. LAW DEPT. 27 APR. 1942 GOVT OF MYSORE

UO 27/4/42 For 27.4

8) I think Rs 150/- may be allowed to each of them towards the fees in

Suit against U.S.A. & 5359 & 6015.
Jamadar Dwarkadas
— Adjustment of Treasury

General and Revenue Secretariat

File No. 5-11 of 1939. [App. F. III-2

Serial No.

OFFICE OF THE MINISTER FOR LAW
APR 28 1942
No 11244

4. MAY 1942

the bills of the Public Prosecutor and the Govt Pleader as both of them have conducted the case in part.

Hm
2
27/4/42

P 27) 28/4

XX

W
28/4
for 29/4

83) W
29/4/42
for 29.4

84)
Dft. G.O. to subs for appl.
Ans BR
11/5

for 9/5

Dev Secy)

85) W
4/5/42

Ag Govt for 9/5

28 APR 1942

A)
H. Com 3590 Kind Reference to paras 76 to 78
Draft and fair subd

K
9.5.42
BR 9.5.

88) For perusal
GBR 11/5

Fwd

89) DK 11.5.42
JDJ 11/5

NOTE—Cont. Sheet.

WD 04155—GPB—55,000—28-10-41

for approval

Issued P.O. D. 7074-5 9 2 Issued 4-

6015

55859 Issue against Mr. Jam
Dwar

File No. 5/1 of 1939.

General and Revenue Secretariat

Letter no D2-256/35 dated the 11th May 1942, from the D.C. submitting for information a letter dated 11/15th May 1942, addressed to Comptroller, on the subject.

Submitted for Perusal. (Para 791)

A former communication from the Dist may kindly be consulted.

27/5

Letter no D2-256/35 dated the 29th July 1942, from the Dist. Dy forwarding the information called for and his final report for orders of Government.

The letters from the Dist. dated the 11th May 1942 and the 29th July 1942, are placed.

The Dist has furnished his report on the points enumerated by the Govt in their letter dated 11th May 1942.

Dev Secy) Please put up a draft approving of the proposals, in order.

27.8.42

AUG. 1942

31.8

605 Accounts - Shri Dwarkadas Jamnadas.

607

General and Revenue Secretariat — File No. 571 of 1939. [App. F. III-2

Serial No.

96 Draft GO. Sd
Mrs 17/9/42
97 Fair draft please.
To 30/9/42

Fair draft Sd for appl
Mrs 4/10/42
To 3/10/42

Dew Secy

The proposals may be appd.
For order with refn and a draft GO.
Min F & R
thro' H Sec'y

Secy 15.10.42
WD 10/10/42
To 11/10

KW 15.10. Issue.
WD
20/10/42
To 20/10.

5 OCT 1942

OFFICE OF THE MINISTER FOR F... & REVENUE
1 OCT. 1942
No. 3409.....

Fe 1624
14/10/42

Fe-cm 1624 Fine. secn has agreed. Draft yrs Secy.
To 11.11
11/11/42

98 To
11/11
Issued

Shri Dr. Mr. Campbell Rao
28-9-42 & 10.10.42
Approves his proposal & would
request him to take necessary further
action in the matter

NOTE—Cont. Sheet.

17/11/42

WD 04155—GPB—55,000—23-10-41.

GRCS 11-397.

Tele { Phone No. 2004
Grams—INDUSCOM.

In reply please quote number, date & short title.

15. MAR. 1940

GEN. & REVENUE SECRETARIAT. 15 MAR. 19

GOVERNMENT OF MYSORE

DEPARTMENT OF INDUSTRIES AND COMMERCE.

FROM B.G.A.Mudaliar, Esq., B.A., B.Sc., A.M.I.Mech.E., Ag. Director of Industries & Commerce in Mysore, Bangalore. 3462

To C.E.Noronha, Esq., M.A.,
Secretary to the Government of Mysore,
Development Department,
Bangalore.

No. D2/256/35-36 Dated 12th March 1940.

Enclosures one.

SIR,

Legal action against Mr.Jamnadas Dwarakadas - ex. Sales Agent, Bombay.

In enclosing herein for the information of Government a copy of letter No.1130 dated 4th March 1940 received from the Public Prosecutor, Bangalore Division, Bangalore in connection with the above case, I have the honor to state that the approval of Government for issue of a notice to the Central Bank of India as solicited in this office D.O.letter of even number dated 25th June 1937 addressed to you, has not been communicated to me. I have reminded the Government about this matter in my subsequent references addressed from this office noted in the margin. Since the Public Prosecutor has once again raised this point, I request you to kindly obtain the opinion of the Secretary to Government, Law Department and communicate early orders of Government in the matter.

M — Letter of even No. dated 8-12-'37.
" 14--2-'38
K — " 27--6-'39

I have the honor to be,

S i r,

Your most obedient servant,

Jr Director.

ATR)3.

Letter No.1130 dated 4th March 1940 from the Public Prosecutor, Bangalore Division, Bangalore to the Director of Industries & Commerce in Mysore, Bangalore.

Re: Proposed suit against Jumnadas of Bombay --
Your letter No.D2/256-35-36 dated

I have the honor to forward herewith the files relating to the above matters and to suggest your consideration of the filing the suit both against the aforesaid person and the Central Bank, Ltd.,. If that is decided upon in consultation with the Law Secretary to the Government, I will then with the permission of yourself and Government issue a notice to the Central Bank Ltd., also.

"Copy"

For Director of Industries
Commerce in Mysore,
Bangalore. 13-3-1940

ATR)

GOVERNMENT OF MYSORE.

DEPARTMENT OF INDUSTRIES AND COMMERCE.

~~DIRECTOR.~~

No. D. 256/35-36/1 Letter of guarantee Bangalore, dated ...26th March 1940.

Dear Sir,

As per telephone message received to-day, I send herewith the Letter of guarantee dated 4-1-38 executed by the Central Bank of India Bombay on behalf of Mr. Jamnadas Dwarkadas. The enclosure may kindly be acknowledged now and returned early after done with.

Yours sincerely,

Director of Industries & Commerce.

P. Narasimhachar Esq., B. A.,

Superintendent Development Branch, G. R. I.

B A N G A L O R E.

File No. 511-39.

No. D 4153/39-1 Pigmaliun

To The Secretary, Govt.

General and Revenue Secretariat

( )

the 193

Date of issue 1/4/40.

Signed by G.M.

Diary No. of letter replied to.....

List of enclosures.....

Copied by

Examined by

With reference to your letter No. D 2/256/35-3 dated the 17th March, 1940, on the subject noted above, I have the honour to observe that the policy of Mr. J. Duraiswamy terminated on 4.5.1937. Our claims against him are for the period starting from 4.3.1936 upto 4.5.1937. The letter of guarantee shows that the Central Bank stood guarantee

WD 0563—GPB—10,000—6.1.39

for Mr. J. Kuruvilla
for a period of two years
starting from 4.4.1936.
Hence the Central Bank
guarantee prima facie
seems to hold good for
any shortage occurring
between 4.4.1936 to 4.4.1938;
and if any such, the Central
Bank also may be made
a party to the case to
be filed against Mr. Kuruvilla.
As the limitation period
[illegible]
[illegible]
[illegible]

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated, Bangalore, 18 April 1940

No. D 4454/Dec.511-39-2

From encl - one letter & guarantee.

The Secretary to the Government of His Highness the Maharaja of Mysore,
Development Department.

To The Director of Industries and Commerce in Mysore,
Bangalore.

Sir, Subject:- Legal action against Mr.Jamnadas Dwarkadas
Ex.sales Agent, Bombay.

With reference to your letter No.d2/256/35-36 dated the 19th March 1940, on the subject noted above, I am directed to observe that the agency of Mr.J.Dwarkadas terminated on 4th May 1937. Our claims against him are for the period starting from 4th March 1936 upto 4th May 1937. The letter of guarantee shows that the Central Bank stood guarantor for Mr.J.Dwarkadas for a period of two years starting from 4th April 1936. Hence the Central Bank guarantee prima facie seems to hold good for any shortage etc, occurring between 4th April 1936 to 4th April 1938; and as such, the Central Bank also may be made a party to the case to be filed against Mr.Dwarkadas. As the limitation - period expires on 4th May 1940 I am to request that action should be taken immediately to file the suit.

2. The letter of guarantee obtained from your office is - returned herewith.

I have the honour to be,
Sir,
Your most obedient servant,

For Secretary to Government,
Development Department.

mk.2

I&C 511-39-3.

Tele { Phone 2004
Grams—Induscom.

In reply please quote No., date and brief title

DEPARTMENT OF INDUSTRIES AND COMMERCE.

From B.G.A.Mudaliar. Esq., B.A., B.Sc., A.M.I.Mech.E.,

Designation Ag. Director of Industries & Commerce in Mysore, Bangalore.

Prev. D.Dy no. 3462.

SECY. Hon. Dt. 4 APR. 1940 D2/256/35-36

3735

To The Hon'ble C.F.Noronha. Esq., M.A., Secretary to the Government of Mysore, Development Department, Bangalore.

Dated 3rd April 1940

Encl.

SIR,

Filing a suit against Mr.Jamnadas Dwarakadas.

I have the honor to acknowledge receipt of your letter No.D.4454/I&C.511-39-2 dated 1-4-1940 returning the letter of guarantee of the Central Bank of India with instructions to file a suit against the ~~Central~~ Bank ~~of India~~ also and to state that I am taking needful further action, in consultation with the Public Prosecutor.

I have the honor to be,

S i r,

Your most obedient servant,

B.G.A.Mudaliar

Ag. Director.

ATR)2.

7001 V7083 Vol. II 7286 1935

REV. SECRET dept.

OFFICE OF THE PUBLIC PROSECUTOR,
BANGALORE DIVISION,
DISTRICT COURT BUILDINGS,
MAY 1940

No. 1346

Enc. one letter

Dated 30. 6. 1940

2 Dr. Sec. — 20

REVENUE SECRETARIAT DEVELOPMENT BRANCH.

FROM Law OUT OF MYSORE

G. S. DORASWAMY IYER, ESQ., B.A., B.L.,
Public Prosecutor,
BANGALORE DIVISION,
BANGALORE CITY.

4155

TO His The Law Secretary
to the Government of Mysore
Bangalore

SIR,

References

the Labour Department / Secy Dept / Secy L.L. / dear sir

Re notice issued to Central Bank of India Ltd

dear sir

Labour 23/7/40

I have the honour to invite your kind attention to the above
on behalf of the Director of Industries & Commerce
and to submit a letter in original received from
T. Swaminadan & Solicit favour of instructions.

I have the honour to be,
Sir,
Your most obedient servant,

S Doraswamy Iyer

Public Prosecutor.

GOVERNMENT OF MYSORE.

Department of Industries and Commerce.

P. Rajamannar Naidu Esq., B.A.,
Asst.Director(Financial)

Bangalore, dated 3rd May *1940.*

D.O.No. D: 256/35-36.
Encl. ~~One~~ Two.

Dear Sir,

As desired over the telephone by the Superintendent, Development Branch, I am sending herewith a copy of letter of even No.and date addressed to the Public Prosecutor, Bangalore Division, in the matter of filing a suit against Mr.Jamnadas Dwarkadas of Bombay, ex-Agent of the Mysore Emporium, Bombay, for recovery of the amount due by him to Government.

An extract from Clause 21 of the Agreement executed by him in connection with the agency, submitting himself to the jurisdiction of the courts of Mysore in case of any disputes arising in connection with the agency is herein enclosed for reference as desired.

Yours sincerely,

P. Rajamannar
3/5/40

George Matthan Esq., B.Sc.,
Asst.Secretary to Government,
Development Department,
Bangalore.

I & C

App. F. IX-4

Previous References. 1940. (9 & C.)

File No. 396-39

Serial Nos. 9-10

Later References.

P

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 2.

6

Part B for Jan 41.

SUBJECT.

Transfer of the yarn depot at Bilchodu to Horakere Dyavarapura.

10) D. 3020-21/ d. 4-1-41.

To.

The Dir. of I & C.
" Comptr.

Sanctions the ——————

Chandrasekhara.
27/1/41